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8	UNITED STATES DISTRICT COURT		
9	NORTHERN DISTRICT OF CALIFORNIA		
10	SAN FRANCISCO DIVISION		
11	SAN FRANCISCO DIVISION		
12)		
13	UNITED STATES OF AMERICA, et al., CASE NO. C 04-0807 VRW		
14	Plaintiffs,		
15	v. SIPULATIONS OF FACT		
16	ORACLE CORPORATION (
17	Defendant.		
18			
19	The parties to this action stipulate to the following facts:		
20	1. Oracle Corp. ("Oracle") is a Delaware corporation with its principal place of business in		
21	Redwood City, California.		
22	2. Oracle provides organizations with database technology, enterprise software applications,		
23	related consulting services, and related products in the United States and abroad.		
24	3. Oracle markets and sells its products throughout the United States, and in each of the		
25	Plaintiff States, in regular, continuous, and substantial interstate commerce.		
26	4. Oracle has marketed its products to each of the Plaintiff States.		
27	5. Oracle markets its products within each of the Plaintiff States.		
28	6. Oracle transacts business and is found within the Northern District of California.		
	Joint Stipulations of Fact - C 04-0807 VRW		

1 **1**7. PeopleSoft, Inc. ("PeopleSoft") is a Delaware corporation with its principal executive 2 office in Pleasanton, California. 3 8. PeopleSoft provides organizations with enterprise software applications and offers related 4 consulting services in the United States and abroad. 9. 5 Oracle has initiated a tender offer for the shares of PeopleSoft. 10. 6 Human Resources Management software (HRM) and Financial Management Systems 7 software (FMS) are types of enterprise applications software. 8 11. Most organizations (including corporations, federal, state, and local government agencies, 9 and non-profit organizations) automate their financial management and human resource 10 functions. 11 12. Employee records and benefits administration are some of the more common business 12 functions addressed by HRM programs sold by software vendors. 13. 13 General ledger, accounts payable, and accounts receivable are some of the more common 14 business functions addressed by FMS programs sold by software vendors. 14. 15 Many FMS and HRM software customers go through an extensive procurement process to 16 identify qualified vendors and receive proposals for software solutions. The procurement 17 process typically lasts from six to eighteen months and involves extensive interaction with 18 software vendors, third party consultants, and others. 19 15. References from similarly situated customers are used in marketing FMS and HRM 20 solutions to certain customers. 21 16. Oracle sells HRM and FMS solutions throughout the United States and around the world. 22 17. PeopleSoft sells HRM and FMS solutions throughout the United States and around the 23 world. 18. 24 SAP sells HRM and FMS solutions throughout the United States and around the world. 25

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	Joint Stipulations of Fact - C 04-0807 VRW	Page 3

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	Joint Stipulations of Fact - C 04-0807 VRW	Page 5